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351

January 22, 2001

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
1919 M Street, N.W. - Room 222  
Washington, DC 20554

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JAN 30 2001

FCC MAIL ROOM

Re: Petition for Rulemaking  
Channel 234A  
Monticello, Maine

Dear Madame Secretary:

Enclosed for filing with Commission, please find an original and four copies, including signed verification, of a Petition for Rulemaking to allot FM Channel 234A to Monticello, Maine.

If there are any questions, please contact the undersigned.

Respectfully submitted,



Allan H. Weener

No. of Copies rec'd 0+4  
List ABCDE  
MMB

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

RECEIVED  
JAN 30 2001  
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In re:

Amendment of Section 73.202(b)  
Table of Assignments  
FM Broadcast Stations  
(Monticello, Maine)

)  
) RM-\_\_\_\_\_  
)  
)

To: Chief, Allocations Branch

PETITION FOR RULEMAKING

Allan H. Wiener, pursuant to Section 1.401 of the Commission's Rules, hereby respectfully petitions for rule making to amend Section 73.202(b) of the Commission's rules to allot Channel 234A to Monticello, Maine. In support thereof, the following is shown.

The coordinates of the proposed allotment reference are:

46° 24' 20" North Latitude

67° 50' 45" West Longitude

As shown in Attachment 1, Channel 234A may be assigned to Monticello in compliance with the requirements of Section 73.207 with respect to all domestic stations and allocations.

The proposed allotment is close to the Canadian border, and is 33.3 km from the vacant second-adjacent Canadian allotment of Channel 236A at Bon Accord, New Brunswick. This is 17.7 km short of the required 51 km.

However, the allotment reference point is 4.68 km. due west of the closest point on U.S.-Canada border. The 100 dBu F(50,10) interfering contour of a full Class A facility at the proposed allotment reference point extends 2.75 km, and thus would not reach the Canadian border or extend into Canada. Similarly, a Class A facility at the proposed allotment reference would not receive interference domestically from a full Class A facility at Bon Accord. Therefore, the proponent respectfully requests that the Commission seek concurrence with Canada as necessary, and place any appropriate limitations that may be called for on applications for use of the proposed channel.

The proposed allotment reference point is located adjacent to U.S. Route 1. It is accessible and suitable for construction with power nearby. The community of Monticello is located at:

46° 18' 30" North Latitude

67° 50' 35" West Longitude

Monticello is 8.56 km south of the allotment reference and thus would receive 70 dBu service from a theoretical Class A facility with a primary service contour distance of 16.16 km.

Monticello is located on U.S. Route 1, the main north-south road in this part of eastern Maine. Monticello's 1990 census population is 872. It is not within any metropolitan area. Monticello has no full time or FM broadcast service, although it is served by a daytime AM station.


Monticello meets the Commission's definition of a community. It has its own municipal government consisting of a five member Board of Selectman and a fulltime Town Supervisor. The Monticello Fire Department is a 30 member volunteer force. Students attend Monticello's Wellington Elementary School before continuing in a regional school in Houlton. Monticello has its own U.S. Post Office and Zip Code (04760). Also in Monticello are the Monticello Housing Corp., stores, restaurants, supply and repair stores, commercial and game farms, trucking and meat packing businesses. Monticello is also home to a Methodist, a Wesleyan, a Bible, and a Pentecostal church.

The petitioner hereby certifies that should the Commission allot Channel 234A to Monticello, he will file an application for the allotment, and construct and operate the station if granted.

Accordingly, the petitioner requests that Commission amend Section 73.202(b) as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Monticello, Maine	----	234A

Respectfully submitted,



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January 22, 2001

Petition for Rulemaking  
Channel 234A at Monticello, Maine  
Allan H. Wiener, Proponent  
January 22, 2001

ATTACHMENT 1

Allocation Study

MAPFM search of channel 234A6 (94.7 MHz), at N. 46 24 20, W. 67 50 45.


Searching Channel 234A6 (94.7 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	ST. JOHN	NB	231	C		188.4	101.0	132.2°	87.4
ALC	ST. JOHN	NB	231	C		162.0	101.0	129.5°	61.0
ALC	SAINT JOHN	NB	231	C		188.4	101.0	132.2°	87.4
ALC	SAINT JOHN	NB	231	C		162.1	101.0	129.5°	61.1
ALC	EDMUNDSTON	NB	232	C		115.2	110.0	341.9°	5.2
ALC	MONCTON	NB	233	B		238.6	137.0	98.2°	101.6
ALC	LAC-MEGANTIC	QU	233	A		248.0	98.0	246.9°	150.0
CJABFM	CHICOUTIMI	QU	233	C		331.8	182.0	317.4°	149.8
WKSQ	ELLSWORTH	ME	233	B	U	203.0	113.0	197.0°	90.0
WKSQ	ELLSWORTH	ME	233	B	L	203.0	113.0	197.0°	90.0
ALC	TROIS-RIVIERES	QU	234	C1		368.3	243.0	271.7°	125.3
ALC	KENTVILLE	NS	235	C1		280.6	168.0	121.0°	112.6
ALC	MIDDLETON	NS	235	C		278.1	182.0	122.1°	96.1
ALC	MIDDLETON	NS	235	C		278.1	182.0	122.1°	96.1
CHMEFM	LES ESCOUMINS	QU	235	A		209.5	98.0	334.8°	111.5
CHMEFM	LES ESCOUMINS	QU	235	A		209.5	98.0	334.8°	111.5
CIEUFM	CARLETON	QU	235	C		233.4	182.0	34.3°	51.4
WSYY-F	MILLINOCKET	ME	235	C2	U	105.8	106.0	219.8°	-0.2
WSYY-F	MILLINOCKET	ME	235	C2	L	106.3	106.0	223.9°	0.3
ALC	BON ACCORD	NB	236	A		33.3	51.0	35.6°	-17.7
ALC	CLAIR	NB	236	A1		113.4	44.0	327.4°	69.4
ALC	MILLINOCKET	ME	236	C1	A	106.3	75.0	223.9°	31.3
ALC	KEDGWICK	NB	237	A		145.2	42.0	16.0°	103.2
ALC	KEDGWICK	NB	237	A		115.2	42.0	341.9°	73.2
ALC	KEDGWICK	NB	237	A		115.2	42.0	341.9°	73.2
CFAI-2	KEDGWICK	NB	237	A		145.2	42.0	16.0°	103.2
WALZ-F	MACHIAS	ME	237	A	U	187.5	31.0	171.8°	156.5
WALZ-F	MACHIAS	ME	237	A	L	187.5	31.0	171.8°	156.5
ALC	FREDERICTON	NB	287	C		104.4	29.0	117.9°	75.4

DECLARATION OF ALLAN H. WEENER

I, Allan H. Weener, hereby declare under penalty of perjury that the statements contained in the Petition for Rulemaking that I am filing with the Commission proposing a new FM broadcast allotment at Monticello, Maine are true and correct.

Executed on this 25<sup>th</sup> day of January, 2001



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